MAY 2 4 2004 CONT

REQUEST For NUED EXAMINATION (RCE) TRANSMITTAL

Address to:
MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

(Revised 09/2003)

Application Number 09/942,179				
Filing Date August 29, 2001				
First Named Inventor: Robert J. Lechner				

Art Unit: 3714

Examiner Name: John Sotomayer

Confirmation No.: 6992

Attorney Docket No. 038190/202339

This is a request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

	1.	Submission	required	under 37	C.F.R.	§ 1.114
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the final Office action may be considered as a submission even if this box is not checked
i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
ii.
b. 🔀 Enclosed
i. Amendment/Reply
ii.
iii. Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
iv. Other Petition for Extension of Time
Miscellaneous
 a. Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) b. OtherResubmittal of Supplemental IDS w/PTO-1449 of March 23, 2004
b. X Other Resubmittal of Supplemental IDS w/PTO-1449 of March 23, 2004

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2.

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770.00 OP

In re: Robert J. Lechner	
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Filed: August 29, 2001	
Page 2	

- 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
 - a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
 - i. RCE fee required under 37 C.F.R. § 1.17(e) (\$770.00 large entity; \$385.00 small entity)
 - ii. Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17)
 - iii. Other
 - b. \boxtimes Check in the amount of \$1,610.00 (\$770 fee + \$840 extension) enclosed

Respectfully submitted,

Guy K. Gosnell

Registration No. 34,610

Customer No. 00826 ALSTON & BIRD LLP

Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Charlotte Office (704) 444-1000 Fax Charlotte Office (704) 444-1111

"Express Mail" mailing label number EV 231896013 US Date of Deposit May 24, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Gwen Prickhoeffer

CLT01/4648881v1

THE UNITED STATES PATENT AND TRADEMARK OFFICE

pl. No.:

09/942,179

Confirmation No.: 6992

Applicant(s):

Robert J. Lechner

Filed:

August 29, 2001

Art Unit:

3714

Examiner:

John Sotomayer

Title:

METHOD AND APPARATUS FOR AUTOMATICALLY GENERATING

A TERRAIN MODEL FOR DISPLAY DURING FLIGHT SIMULATION

Docket No.:

038190/202339

May 24, 2004

Customer No.: 00826

Mail Stop RCE Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

In response to the final Official Action dated November 24, 2003, please reconsider the present application in light of the following remarks:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.